

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

RICHARD TAYLOR,

Plaintiff,

v.

JO ANNE BARNHART, Commissioner of  
Social Security,

Defendant.

Case No. C04-5898FDB

ORDER DISMISSING  
COMPLAINT WITHOUT  
PREJUDICE

The Court, having reviewed plaintiff's motion to dismiss his complaint , the Report and Recommendation of Judge J. Kelley Arnold, United States Magistrate Judge, and the remaining record, does hereby find and ORDER.

- (1) The Court adopts the Report and Recommendation.
- (2) Plaintiff's motion is GRANTED and the causes of action are DISMISSED without prejudice.
- (3) The Clerk is directed to send copies of this Order to plaintiff and to the Hon. J. Kelley Arnold.

DATED this 31<sup>st</sup> day of August 2005.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE